

**UNITED STATES BANKRUPTCY COURT FOR THE EASTERN
DISTRICT OF TENNESSEE, NORTHERN DIVISION**

In re:

JOSEPH SHANE PIERCY,

Debtor,

No. 3:18-bk-32262-SHB
Chapter 7
(Bauknight)

M. DUSTIN LONG,

Plaintiff,

vs.

JOSEPH SHANE PIERCY,

Defendant.

Adv. Proc. No. 3:18-ap-03046-SHB

Long's Statement of Issues Presented

In accordance with Bankruptcy Rule 8009(a)(1), the plaintiff-appellant, Dustin Long, raises the following issues on appeal:

1. **Did the Bankruptcy Court err in granting a summary judgment allowing the debtor to discharge a state-court judgment against him for stealing money from his business partner, without allowing the plaintiff a hearing to establish the circumstances of the theft?**
2. **Is the state-court judgment nondischargeable under Bankruptcy Code § 523(a)(4) ("for fraud or defalcation while acting in a fiduciary capacity, embezzlement, or larceny")?**

CERTIFICATE OF SERVICE

I certify that on September 17, 2019, a copy of this statement of issues was served electronically on the parties listed on the Court's electronic filing receipt.

/s/ Mark A. Cowan

MARK A. COWAN
Attorney for Dustin Long